

Listing of Claims:

1-2 (Canceled)

3. (Currently Amended) A computer implemented method for regulating data consumption in a wireless network, comprising the steps of:

storing an account for each of a plurality of subscribers of the wireless network, each account having an upstream and a downstream balance, ~~that tracks a~~

tracking wireless network data consumption of the respective subscriber of the wireless network via the wireless network;

~~imposing a bandwidth limitation on a subscriber of the wireless network responsive to wherein when~~ either the upstream or downstream balance of the account of ~~that a~~ subscriber of the wireless network ~~dropping drops~~ below a defined level, imposing a more restrictive bandwidth on that subscriber;

wherein each subscriber has its own defined level; and

for each account, crediting the balance of the respective account on an intermittent basis.

4. (Canceled)

5. (Original) The method of claim 3, wherein the step of crediting is performed on a periodic basis.

6. (Original) The method of claim 3, wherein the step of crediting includes crediting the balance of each account by an amount that depends upon the balance of the respective account.

7. (Currently Amended) The method of claim 3, ~~wherein when further including a step of reducing a bandwidth limitation on one of the subscribers responsive to the balance of the account of that subscriber rising rises~~ above a predetermined level, imposing a less restrictive bandwidth.

8. (Currently Amended) The method of claim 7, wherein ~~the step of reducing includes imposing a less restrictive bandwidth comprises releasing the more restrictive bandwidth limitation.~~

9. (Original) The method of claim 3, further including a step of, for each of the subscribers, reducing the balance of the account of the respective subscriber by an amount based upon a volume of network data consumption by that subscriber.

10. (Original) The method of claim 3, further including a step of sending information to each of the subscribers indicating the balance of the account of each respective subscriber.

11. (Previously Presented) The method of claim 3, wherein the upstream and downstream balance for each account is presented to the user.

12 (Canceled)

13. (Original) The method of claim 3, wherein the balance for each account is a burst balance.

14. (Currently Amended) The method of claim 3, wherein imposing a more restrictivethe bandwidth limitation ~~includes imposing the bandwidth limitation on the subscriber responsive to the balance of the account of that subscriber dropping below a defined level and at further depending further depends upon at least one of a time of day and a current network congestion level.~~

15. (Previously Presented) The method of claim 3 comprising regulating a bandwidth available to a network subscriber based on whether a predetermined volume of data has previously been consumed by the subscriber.

16. (Original) The method of claim 15, wherein the bandwidth is regulated based on whether the predetermined volume of data has been consumed by the subscriber over a defined window of time.

17. (Original) The method of claim 15, further including a step of sending information to the subscriber indicating whether the bandwidth is being regulated.

18. (Previously Presented) The method of claim 3 wherein the wireless network is configured to regulate a bandwidth available to one of the subscribers based on whether a predetermined volume of data has previously been consumed by that subscriber.

19. (Currently Amended) The ~~apparatus~~method of claim 18, wherein the ~~apparatus~~includes-method utilizes a computer coupled to a database, the database storing an account balance for each of the plurality of subscribers, the account balance depending upon a volume of data previously consumed by a respective subscriber.

20. (Currently Amended) The ~~apparatus~~method of claim 19, wherein the computer is configured to regulate the bandwidth available to one of the subscriber responsive to the account balance of that subscriber dropping below a defined level.

21. (Currently Amended) A computer implemented method in a wireless network for regulating data consumption in a network, comprising steps of:

storing an upstream balance and a downstream balance for each of a plurality of subscribers of the wireless network, each balance tracking a different aspect of wireless network data consumption of the respective subscriber via the network;

imposing a more restrictive bandwidth limitation on a subscriber responsive to at least one of the balances of that subscriber of the wireless network dropping below a defined level, wherein each subscriber has its own defined level; and

for each subscriber of the wireless network, crediting at least one of the balances of the respective subscriber of the wireless network on an intermittent basis.

22. (Canceled)

23. (Original) The method of claim 21, wherein the plurality of balances for each subscriber are in a same account of the respective subscriber.